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PATENT
ATTORNEY'S DOCKET NO.: B0410/7278

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Richard A. Gambale et al.
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FOR: AGENT DELIVERY SYSTEMS

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Sir:

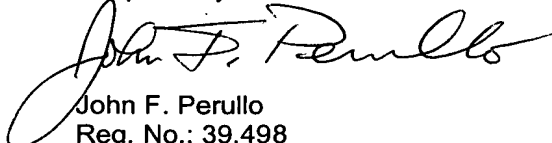
Transmitted herewith for filing is/are the following document(s):

- [XX] Transmittal Letter to the United States Designated/Elected Office (DO/EO/US)
Concerning a Filing Under 35 U.S.C. 371
- [XX] Preliminary Amendment

If the enclosed papers are considered incomplete, the Mail Room and/or the Application
Branch is respectfully requested to contact the undersigned collect at (617) 261-3100,
Boston, Massachusetts.

A check in the amount of \$870.00 is enclosed to cover the filing fee. If the fee is insufficient,
the balance may be charged to the account of the undersigned, Deposit Account No. 11-
1110. A duplicate of this sheet is enclosed.

Respectfully submitted,


John F. Perullo
Reg. No.: 39,498
Kirkpatrick & Lockhart LLP
75 State Street
Boston, Massachusetts 02109-1808
Tel.: (617) 261-3100
Customer No.: 022832

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APPLICANT: Richard A. Gambale et al.
 SERIAL NO.: -----
 FILED: Herewith
 INT'L APPLN. NO.: PCT/US00/13119
 INT'L FILING DATE: 12 May 2000
 PRIORITY DATE: 4 May 1999
 FOR: AGENT DELIVERY SYSTEMS

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PRELIMINARY AMENDMENT

Sir:

Please amend the above-identified application as follows:

Claims

Rewrite claim 5 as follows:

5. (Amended) An agent delivery system comprising:
- a pellet containing a therapeutic substance;
 - a flexible and [plantable] implantable body defining an interior sized to accept the pellet and having proximal and distal ends, wherein [. The] the proximal end [being] is sized to accept the pellet and the body further having at least one opening sized to permit bodily fluid to enter the interior [of the device] but sized to prevent the pellet from exiting the interior [of the device];
 - an implant delivery device;
 - a pellet delivery tube engagable with the proximal end of the body.